

**REMARKS**

Pursuant to the provisions of MPEP §1207, previously pending claims 10, 13, 16 and 17 have now been canceled without prejudice or disclaimer in order to reduce the issues from appeal in the present application.<sup>1</sup> As noted in this section of the MPEP, cancellation of claims from an application under appeal does not require any showing under 37 C.F.R. §1.116 and appellants therefore request entry of the instant Amendment prior to transmission of the file to the Board of Patent Appeals and Interferences.

Respectfully submitted,

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<sup>1</sup> Applicants reserve the right to file a new application to continue the prosecution of the subject matter in the canceled claims.